IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 4439 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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PATAN AGRICULTURAL PRODUCE MARKET COMMITTEE - Petitioner(s)
Versus
JETHABHAI A PATEL & 1 - Respondent(s)

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Appearance :
MR SK JHAVERI for Petitioner(s) : 1,
MR PRAKASH K JANI for Respondent(s) : 1,
MR HIREN MODI, ASST. GOVERNMENT PLEADER for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 14/12/2006

ORAL JUDGMENT

1.By way of this petition under Articles 226 and 227 of the Constitution of India, the petitioner – Patan Agricultural Produce Market Committee has challenged

the interim order passed by the appellate authority by which, the appellate authority has stayed the order of suspension of the respondent No.1.

2.Apart from the fact that by interim order, this Court stayed the said interim order, Shri P.K.Jani, learned advocate appearing for the respondent No.1 has submitted that during the pendency of the present Special Civil Application, the respondent No.1 has already retired. Under the circumstances, this petition has become infructuous. Accordingly, this petition is dismissed as having become infructuous. Rule is discharged. No costs.

[M.R.SHAH, J.]

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